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STATE COURT
OF ARIZONA
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S. LANDINO

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI**

STATE OF ARIZONA,)	V1300CR201001325
)	
Plaintiff,)	
)	
vs.)	REQUEST FOR ADDITIONAL TIME
)	TO FILE A REMAND MOTION
STEVEN DEMOCKER,)	
)	
Defendant.)	(Hon. David Mackey, Presiding Judge,
)	Hon. Warren Darrow)

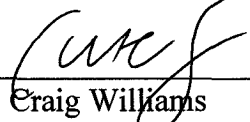
Pursuant to Rules 12.9(b) and 35.1(b), Arizona Rules of Criminal Procedure, the Defendant requests that this Court permit a 30-day extension in which to file a Remand Motion, per Rule 12.9 (a), and to exceed the 10-page limit in that Motion (Rule 35.1).

The latest Grand Jury Indictment was returned against the Defendant on December 10, 2010, with the certified copy of the transcript signed by court reporter Mina Hunt, on December 30, 2010, and filed on January 6, 2011. The Defense received the Grand Jury Transcript on January 7, 2010. Thus, the Rule 12.9(b) deadline for the filing of a Remand Motion should be February 1, 2011. Although the Defense has been working diligently, the 25-day limit imposed by Rule 12.9 is an impossible goal. The transcript is 280 pages – with exhibits – covering a huge amount of evidence and complicated legal issues. An added problem is that the Defense team is

still learning the case, and thus must search the file and transcripts to fact-check the state's presentation to the grand jury. Having read the Grand Jury Transcript, Counsel undersigned can avow that a Remand Motion is appropriate.

Thus, in order to provide effective assistance of counsel, the Defense will need an additional 30 days, until March 3, 2011¹, in which to research, write, and file its Remand Motion. The Request for additional time is not for the purpose of delay.

RESPECTFULLY SUBMITTED on January 24, 2011.



Craig Williams
Attorney for Defendant

Copies of the foregoing delivered / placed in box on this date to:

Hon. David Mackey, Presiding Judge of the Superior Court, Hon. Warren Darrow, Judge of the Superior Court.

Joe Butner, Jeff Paupore, Yavapai County Attorney's Office

Greg Parzych, via e-mail.

The Defendant

By  _____

¹March 3, 2011 is the requested due date. The Defense will try to finish the 12.9 Motion sooner, and thus file it as soon as is practical.